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REMARKS

Claims 1-8, 10, 32-41, and 52-63 are currently pending in the application. By this amendment, claims 1, 32 and 52 are amended for the Examiner's consideration. The above amendments do not add new matter to the application and are fully supported by the specification. For example, support for the amendments is provided at paragraphs [0020], [0022] and [0027] – [0034] of the instant published application No. 2005/0043977. Reconsideration of the rejected claims in view of the above amendments and the following remarks is respectfully requested.

Examiner Interview

Applicant appreciates the courtesies extended by the Examiner during the telephonic interview with Applicant's representative, which was conducted on December 3, 2009. During the interview, the rejections under 35 U.S.C. § 103(a) were discussed.

Applicant's representative emphasized that the claims relate to managing and tracking changes in an organization and not merely to corporate enterprise architecture, and that while the applied art provides charts and visualizations, this is not the same as the recited displaying in each of claims 1, 32 and 52. The Examiner noted that the applied combination teaches or suggests all of the claim features as broadly construed.

Applicant's representative noted that the recited goals, values, capabilities and resources were not being properly interpreted consistent with Applicant's specification. The Examiner noted that these terms were being interpreted broadly, but properly.

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In response to Applicant's representative's proposal to clarify the claims to more clearly define the goals, values, capabilities, and resources and/or to further clarify that the invention relates to managing and tracking changes in an organization by presenting or displaying the changes from "as-is" to "to-be", the Examiner agreed that adding such language to the claims would advance prosecution and that the prior art rejections might be overcome. However, further review of the applied art would be required before the Examiner would agree that such an amendment could overcome the applied art. The Examiner also agreed to contact Applicant's representative after receiving Applicant's response if minor changes are required to place the application in condition for allowance.

Applicant notes that while Applicant has amended each of the independent claims substantially as proposed in the Interview, Applicant is not conceding in this application that these claims, prior to the instant amendment, are not patentable over the art cited by the Examiner. The present claim amendments are only for facilitating expeditious prosecution of possible allowable subject matter. Applicant respectfully reserves the right to pursue these and other claims in one or more continuations and/or divisional patent applications.

35 U.S.C. §103 Rejections

Over Buchanan with Frank and Golightly

Claims 1-8, 10, 32-41 and 52-58 were rejected under 35 U.S.C. §103(a) for being unpatentable over Paper entitled ALIGNING ENTERPRISE ARCHITECTURE AND IT INVENTMENTS WITH CORPORATE GOALS by BUCHANAN et al. ("BUCHANAN") in

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view of Paper entitled Multi-Perspective Enterprise Modeling (MEMO) – Conceptual Framework and Modeling Languages by FRANK (“FRANK”) and in further view of US Patent Application Publication No. 2003/0046130 to GOLIGHTLY et al. (“GOLIGHTLY”). This rejection is respectfully traversed.

Applicant notes that claims 1, 32 and 52 have been amended consistent with the discussion in the Telephone Interview of December 3, 2009 in an effort to advance prosecution and in a manner which is believed to overcome this rejection. It was agreed that Applicant would clarify the claims so as to possibly resolve this basis of rejection.

Applicant reiterates the arguments made in the Interview of December 3, 2009 regarding BUCHANAN. While BUCHANAN teaches a system for aligning IT projects with corporate goals and priorities (see page 1, 3rd paragraph), BUCHANAN is silent regarding the capturing and displaying of current resources of the organization and how they relate to the organizations’ mission in real-time and directly tracking which specific resources directly support the capabilities, as well as illustrating and quantifying a value of transforming an enterprise business model of the organization from a current “as-is” state to a proposed “to-be” business model. BUCHANAN is also silent regarding the goal being defined as a corporate directive establishing a final end point of an enterprise change, the value being defined as a customer value, the at least one capability being a strategic capability that represents critical functions that the organization must be capable of doing to insure delivery of the customer value, and the resource being defined as a physical component that must be present and supports the at least one capability. Again, this

language defines the invention to the context of managing and tracking changes in an organization as opposed to merely aligning IT projects with corporate goals and priorities.

FRANK fails to cure the deficiencies of BUCHANAN. Applicant also reiterates the arguments made in the Interview of December 3, 2009 regarding FRANK. While FRANK teaches an enterprise modeling system that takes account of resources, goals values (see Fig. 1), FRANK is silent regarding the capturing and displaying of current resources of the organization and how they relate to the organizations' mission in real-time and directly tracking which specific resources directly support the capabilities, as well as illustrating and quantifying a value of transforming an enterprise business model of the organization from a current "as-is" state to a proposed "to-be" business model. FRANK is also silent regarding the goal being defined as a corporate directive establishing a final end point of an enterprise change, the value being defined as a customer value, the at least one capability being a strategic capability that represents critical functions that the organization must be capable of doing to insure delivery of the customer value, and the resource being defined as a physical component that must be present and supports the at least one capability. Again, this language defines the invention to the context of managing and tracking changes in an organization as opposed to merely charting various functions of an organization as shown in Fig. 1 of FRANK.

The previously cited reference to GOLIGHTLY, while teaching to utilize a display (see, e.g., Fig. 4A of GOLIGHTLY), does not appear to teach or suggest displaying on a graphic user interface (GUI) the hierarchical relationship between the goal, the value associated with the goal, the capability representing critical functions for ensuring delivery of the value, and one or more

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resources for enabling the capability, much less, the newly added features of claims 1, 32 and 52. Indeed, the Examiner agreed in the previous telephone interview that such recited features are not shown in GOLIGHTLY.

Finally, Applicant submits that the above-noted dependent claims are allowable at least for the reason that these claims depend from allowable base claims 1, 32 and 52.

Applicant requests that the Examiner reconsider and withdraw the rejection of the above-noted claims under 35 U.S.C. § 103(a).

Over Buchanan and Frank with Golightly and Chalmeta

Claim 63 was rejected under 35 U.S.C. §103(a) for being unpatentable over BUCHANAN in view of FRANK and in further view of GOLIGHTLY and Paper entitled Reference Architectures for Enterprise Integration by CHALMETA ("CHALMETA"). This rejection is respectfully traversed.

Applicant reiterates the arguments made above regarding claim 1 regarding BUCHANAN, FRANK and GOLIGHTLY.

The previously cited reference to CHALMETA, while teaching to utilize a display, does not appear to teach or suggest displaying on a graphic user interface (GUI) the hierarchical relationship between the goal, the value associated with the goal, the capability representing critical functions for ensuring delivery of the value, and one or more resources for enabling the capability. Indeed, the Examiner agreed in the previous telephone interview that such recited features are not shown in CHALMETA.

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Finally, Applicant submits that the above-noted dependent claim is allowable at least for the reason that this claim depends from allowable base claim 1.

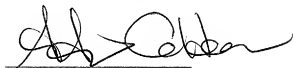
Applicant requests that the Examiner reconsider and withdraw the rejection of the above-noted claims under 35 U.S.C. § 103(a).

CONCLUSION

In view of the foregoing amendments and remarks, Applicant submits that all of the claims are patentably distinct from the prior art of record and are in condition for allowance. The Examiner is respectfully requested to pass the above application to issue. The Examiner is invited to contact the undersigned at the telephone number listed below, if needed. Applicant hereby makes a written conditional petition for extension of time, if required.

Please charge any deficiencies in fees and credit any overpayment of fees to Attorney's Deposit Account No. 09-0457.

Respectfully submitted,
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